## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF MISSISSIPPI



THOMAS SMITH

VS.

CIVIL ACTION NO. 5:07ev229DCB-JMR

VICKSBURG CONVALESCENT HOME

**DEFENDANT** 

## AGREED ORDER

THIS CAUSE IS BEFORE THE COURT on the Defendant's Motion to Dismiss or in the Alternative to Compel Arbitration. The parties have announced that they have compromised their differences and settled their issues as contained in the Defendant's Motion to Dismiss, and the Plaintiff has agreed that his claims should be submitted to binding arbitration. Therefore, the Court, having found that it has jurisdiction over the parties and the subject matter, does hereby order as follows:

IT IS ORDERED AND ADJUDGED that this matter be stayed and held in abeyance and that the same be referred to binding arbitration.

2-1-08

UNITED STATES DISTRICT COURT JUDGE

AGREED TO:

/s/ SAMUEL C. MARTIN

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/s/ W. DAVIS FRYE

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